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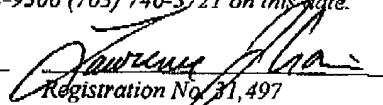
SEP 09 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application)
Applicant: Jack K. Hosking et al.)
Serial No. 10/689,452)
Filed: October 20, 2003)
For: RAIL FASTENER DRIVER WITH)
ENHANCED FASTENER POSITIONING)
Conf. No. 4183)
Art Unit: 3617)
Examiner: Lee, Mark T.)

I hereby certify that this paper is transmitted by facsimile to the U.S. Patent and Trademark Office. Fax No. (703) 872-9306 (703) 746-3721 on this date.

9/9/04 
Date Registration No. 31,497
Attorney for Applicant

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Prior to Examination of the above-identified application, and so supplement the Preliminary Amendment filed by facsimile on September 7, 2004, please amend the claims as follows:

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PATENT APPLICATION

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CERTIFICATION OF FACSIMILE TRANSMISSIONRECEIVED
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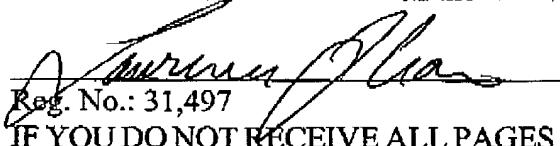
TO: Examiner Lee, Mark T.)
FACSIMILE NO.: (703) 872-9306 &)
(703) 746-3721)
In re Application of: Jack K. Hosking et al.)
Serial No.: 10/689,452)
Filed: October 20, 2003)
For: RAIL FASTENER DRIVER WITH)
ENHANCED FASTENER POSITIONING)
Conf. No. 4183)
Art Unit: 3617)
Examiner: Lee, Mark T.)

Number of pages including this Certification: 13

Description: Enclosed is an Amendment Transmittal (in duplicate) and a Second Preliminary Amendment.

FROM: Lawrence J. Crain
GREER, BURNS & CRAIN, LTD.
300 S. Wacker Drive - Suite 2500
Chicago, Illinois 60606
TELEPHONE NUMBER: (312) 360-0080
FAX NUMBER: (312) 360-9315

I hereby certify that the above-identified paper is being facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.


Reg. No.: 31,497

September 9, 2004

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1425.67029

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jack K. Hosking

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Serial No.: 10/689,452

9/9/04
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Registration No. 31,497

Conf. No.: 4183

Attorney for Applicant

Filed: 10/20/03

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FASTENER POSITIONING

SEP 09 2004

Art Unit: 3617

Examiner: Lee, Mark T.

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

Dear Sir:

Transmitted herewith is a communication regarding the above-identified application.

Fee Calculation For Claims As Amended

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Total Claims	21	- 21 =	0	x \$ 18.00	= \$ 0
Independent Claims	3	- 3 =	0	x \$ 86.00	= \$ 0
Fee for Multiple Dependent Claims				\$290.00	= \$ 0
				Total Additional Fee	\$ 0
				Small Entity Fee (reduced by half)	\$ 0

(X) Preliminary Amendment

(X) If a Petition under 37 C.F.R. §1.136(a) for an extension of time for response is required to make the attached response timely and does not separately accompany this transmittal, Applicant(s) hereby petition(s) under 37 C.F.R. §1.136(a) for an extension of time for response in the above-identified application for the period required to make the attached response timely.

(X) The Commissioner is hereby authorized to charge any additional fees which may be required to this application under 37 C.F.R. §§1.16-1.17, or credit any overpayment, to Deposit Account No. 07-2069. A duplicate copy of this sheet is enclosed.

September 9, 2004
 300 South Wacker Drive – Suite 2500
 Chicago, Illinois 60606
 Tel.: (312) 360-0080
 Fax: (312) 360-9315
 Customer No.: 24978

Respectfully submitted,

GREER, BURNS & CRAIN, LTD.

By: *Lawrence J. Crain*, Reg. No. 31,497

1425.67029

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Jack K. Hosking

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Serial No.: 10/689,452

9/9/04
DateLawrence J. Crain
Registration No. 31,497
Attorney for Applicant

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Independent Claims	<u>3</u>	<u>3</u>	<u>0</u>	<u>x \$ 86.00</u>	<u>\$ 0</u>
Fee for Multiple Dependent Claims				<u>\$290.00</u>	<u>\$ 0</u>
				Total Additional Fee	<u>\$ 0</u>
				Small Entity Fee (reduced by half)	<u>\$ 0</u>

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